

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

MARC S. KIRSCHNER solely in his capacity as
TRUSTEE of THE MILLENNIUM LENDER
CLAIM TRUST,

Plaintiff,

- against -

JPMORGAN CHASE BANK, N.A., J.P. MORGAN
SECURITIES LLC, CITIGROUP GLOBAL
MARKETS INC., CITIBANK, N.A., BMO
CAPITAL MARKETS CORP., BANK OF
MONTREAL, SUNTRUST ROBINSON
HUMPHREY, INC., and SUNTRUST BANK,

Defendants.

No. 17-cv-06334 (PGG) (SLC)

NOTICE OF MOTION

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law and Declaration of Lyndon M. Tretter, executed on April 8, 2020, Plaintiff Marc S. Kirschner, solely in his capacity as Trustee of the Millennium Lender Claim Trust (“Plaintiff”), by and through his undersigned attorneys, will move this Court, at the Courthouse located at 40 Foley Square, New York, New York, at a date and time to be determined by this Court, for an order pursuant to Federal Rule of Civil Procedure (“FRCP”) 15(a)(2) for leave to amend the complaint.

PLEASE TAKE FURTHER NOTICE that Plaintiff is amenable to a return date convenient for the Court and is willing to discuss with Defendants a briefing schedule acceptable to the parties in place of the 14-day period for opposition papers, and 7-day period for reply papers, that would otherwise apply under FRCP 6(c) and Rule 6.1(b) of the Local Rules for the United States District Courts for the Southern and Eastern Districts of New York.

Dated: April 8, 2020

New York, New York

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solely in his capacity as Trustee of the
Millennium Lender Claim Trust*